

MEMORANDUM OF AGREEMENT
between the
CALIFORNIA HIGHWAY PATROL,
THE CALIFORNIA DEPARTMENT OF TRANSPORTATION AND
THE CALIFORNIA TECHNOLOGY, TRADE AND COMMERCE AGENCY

1. INTENT

It is the intent of the California Highway Patrol, the California Department of Transportation, and the California Technology, Trade and Commerce Agency (acting by and through its Film Office) to enter into this Memorandum of Agreement ("MOA") effective May 1, 2003, to establish reasonable criteria for the approval of permits to allow filming on State highways and freeways and a consistent process for obtaining such approval. Pursuant to Government Code section 14998.8, the Director of the Film Office of the California Technology, Trade and Commerce Agency is the permitting authority for the use of state owned property and state employee services for the purpose of making of commercial motion pictures, commonly called, film permits. Therefore, the California Technology, Trade and Commerce Agency, as the parent organization of the Film Office, Caltrans, and the CHP hereby agree to the following process for issuing, administering, and inspecting specific permits for filming on State highways and freeways. The duties and responsibilities of the signatory parties to this MOA are hereby clarified and defined.

2. DEFINITION OF TERMS

Capitalized terms as used in this MOA have the following definitions:

- A. "Access Controlled Highway" is any highway with full or partial restriction of access, allowing entry only at prescribed access points, usually designated as a freeway or expressway.
- B. "Agreement" refers to this MOA, number M01-0178.
- C. "Business Day" is a business day that begins at 8 a.m. and concludes at 5 p.m., excluding weekends and State-observed holidays. If an application is forwarded to Caltrans by the CFC between these hours on a given Business Day, the period defined as a Business Day will end at 5 p.m. the following Business Day.
- D. "Caltrans" means the California Department of Transportation.
- E. "Caltrans Encroachment Permit" ("CEP") is a revocable authorization issued by Caltrans allowing the specified presence for work by others on State highway rights-of-way. The CEP may be revoked or modified immediately by Caltrans upon any violation of CEP or CFC Permit requirements. The CHP may also modify or stop permitted work activities to ensure highway safety or efficient traffic flow without regard to the existence of a CEP or CFC Permit. A CFC permit must accompany a CEP before any film work takes place on any State highway.

The following types of CEPs may be issued:

- 1) “FO Permit” is a CEP, which only authorizes placement of cameras, equipment, and “No Parking” signs in conventional highway rights-of-way.
 - 2) “FI Permit” is a CEP, which authorizes filming of moving vehicles and allows intermittent traffic control in conventional highway rights-of-way.
 - 3) “FL Permit” is a CEP authorizing filming on conventional highways, including intermittent traffic control, lane closures, detours, etc.
 - 4) “FS Permit” is a CEP authorizing filming within conventional highways involving stunts, pyrotechnics, aircraft flying below a 500-foot altitude, or any filming within access controlled highways.
 - 5) “FR Permit Rider” is a document issued by Caltrans changing terms and conditions of any of the above identified and already issued original CEPs. Significant changes may require Caltrans to issue a new CEP.
- F. “CFC” means the California Film Office, the statutorily defined Film Office of the California Technology, Trade and Commerce Agency, a subdivision of such agency. Since the Film Office has been performing staff functions for the California Film Commission, it has been historically and popularly referred to as the California Film Commission office or “CFC”. For such historic and practical reasons, the Film Office will continue to be referred to as the “CFC”.
- G. “CFC Permit” is a document issued by the CFC authorizing commercial filming operations on State properties.
- H. “CFC Permit Application” is a document consisting of applicant information specific to the occupation or use of State-owned/operated property and/or services for the purpose of filming and the general terms and conditions governing such activities.
- I. “CHP” means the California Highway Patrol.
- J. “Conventional Highway” means any highway other than an Access Controlled Highway.
- K. “CTTCA” means the California Technology, Trade and Commerce Agency.
- L. “FMRO” means the CHP Film Media Relations Officer.
- M. “Insurance Coverage” means an insurance policy sufficient to reimburse the State for any user-caused damage to property and to provide adequate personal liability insurance coverage.

- N. "ITC" means Intermittent Traffic Control impeding or stopping the flow of public traffic, normally not to exceed five minutes.
- O. "Permit Application Package" is a set of documents created and/or collected by the CFC upon receipt of a CFC Permit Application that shall include:
 - 1) A completed CEP application;
 - 2) If required, detour plans approved by the impacted governmental agencies; and
 - 3) If required, resolutions or letters from all impacted local governmental agencies indicating approval of the filming activity and detour. Resolutions and letters should conform to the Caltrans sample format attached as Exhibit B. Other written approval for the filming from an individual delegated such approval authority may be submitted. Proof of delegated authority will be kept by the CFC.
- P. "Road Closures" include any full directional closure or stoppage of traffic that exceeds five minutes.
- Q. "Rolling Traffic Break" consists of an intentional slowing of public traffic to a desired speed through the use of CHP pilot vehicles.
- R. "Permittee" means the insured entity that has applied for a permit to film, or otherwise use for commercial filming or photographic purposes, State owned/operated property or services.
- S. "State" means the State of California.
- T. "State Representative" is the Caltrans inspector or CHP officer designated to be in charge at the filming location.
- U. "Stationary Camera Location" includes filming from a fixed location, not from or on a vehicle or vehicles moving with the normal flow of traffic on a highway open to the public.

3. INCORPORATION OF EXHIBITS

Exhibits A and B are attached to this Agreement and, by this reference, are expressly incorporated into this Agreement. The Exhibits consist of the following:

- Exhibit A - Signatures of Parties
- Exhibit B - Sample Resolution and Letter (See reference in paragraph 2.O.3)

4. COMMUNICATION

- A. The Caltrans Contract Manager for this Agreement is the Chief, Office of Signs, Markings and Permits, (916) 654-4551, or CALNET (8) 653-6080.

The CHP Contract Manager for this Agreement is the Commander of the Office of Research and Planning, (916) 657-7237 or CALNET (8) 454-5024.

The CFC Contract Manager is the Deputy Director of the CFC, (323) 860-2960, Ext.110. In the event the position of Deputy Director is vacant, the CFC Contract Manager will be the Director of the CFC at Ext 111.

- B. All official communications from CHP and Caltrans to CFC shall be directed to the attention of the Contract Manager or designee at the following address and phone/fax numbers:

California Film Office / Commission
Attn: Deputy Director
7080 Hollywood Boulevard, Suite 900
Los Angeles, CA 90028

Phone No. (323) 860-2960 Fax No. (323) 860-2972

- C. All official communications from CFC to CHP shall be directed to the attention of the Contract Manager or designee at the following address and phone/fax numbers:

Commander, Office of Research and Planning
California Highway Patrol
2555 1st Avenue
Sacramento, CA 95818

Phone No. (916) 657-7237 Fax No. (916) 454-5024

- D. All official communications from CFC to Caltrans shall be directed to the attention of the Contract Manager or designee at the following address and phone/fax numbers:

Chief, Office of Signs, Markings and Permits
Division of Traffic Operations
California Department of Transportation
1120 N Street, MS-36
Sacramento, CA 95814

Phone No. (916) 654-4551 Fax No. (916) 653-6080

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5. CHP RESPONSIBILITIES

- A. On an ongoing basis, CHP will station a CHP officer at the CFC's office to act as the Film Liaison between the CFC and the CHP.
- B. On an ongoing basis, CHP will furnish CFC and Caltrans with the name, telephone number and fax number of the FMRO responsible for permit conditions enforcement to enable CFC to identify the FMRO in each CFC Permit.
- C. On an ongoing basis, CHP will inform Caltrans and CFC of complaints received by CHP relative to filming on State highways within seven (7) Business Days of occurrence.
- D. On an ongoing basis, CHP will take responsibility for California Vehicle Code compliance with respect to activities not requiring a CEP.
- E. Upon receipt of a Permit Application Package from the CFC, CHP will issue a CHP 398, where applicable. The CHP 398 shall be completed by the statewide FMRO and separate copies will be provided to CFC and Caltrans within 24 hours of CHP receipt of the Permit Application Package.
- F. Upon receipt of a Permit Application Package from the CFC, CHP will forward a copy of the package to the local law enforcement agency or office with jurisdiction over the film location, where applicable.
- G. During filming, CHP will enforce the permit conditions set out in the CHP 398 (when applicable), the CEP and CFC Permit to assure public safety and convenience pursuant to the Guidelines set forth in Subsections 9 and 10 below.
- H. During filming, CHP will ensure that permitted work hours and locations are not significantly altered or changed without the issuance of a Caltrans FR Permit Rider. CHP may approve minor changes to approved filming activities or locations and time extensions during permitted hours if:
 - 1) The change will allow permitted filming to be completed without adversely impacting commute or peak traffic and safety;
 - 2) The CHP approved changes are documented on the face of a copy of the already issued permit that is sent to Caltrans and the CFC within 3 Business Days; and
 - 3) Any change to a listed location is still at the film site identified on the CHP 398 and the CEP.
- I. CHP will supply Caltrans and the CFC with written documentation of all unusual permit occurrences and permit violations occurring during permitted activities within

seven (7) Business Days of the occurrence or violation, or within seven (7) Business Days of notification to the FMRO of the occurrence or violation, whichever is later. The documentation should be prepared by the CHP FMRO named in the CFC permit.

- J. CHP shall notify Caltrans and the CFC if, for any reason, CHP is unable to have a representative present at a filming site.

6. CALTRANS RESPONSIBILITIES

- A. Caltrans' statewide film coordinator will orally inform CHP and CFC of any complaints received by Caltrans relative to filming on State highways, within three (3) Business Days of receipt of the complaint by the statewide film coordinator with a written confirmation within seven (7) Business Days.
- B. On an ongoing basis, Caltrans will receive and process Permit Application Packages for filming within one (1) complete Business Day, not to exceed 48 hours.
- C. Upon receipt of a Permit Application Package, Caltrans will, pursuant to Government Code section 14998.8(f), issue or deny a CEP. Extension to a CEP may, at Caltrans' option, require additional time to deny or approve that requested change.
- 1) For applications for FO Permits, FI Permits, routine FL Permits and routine FS Permits, Caltrans will make every effort to issue or deny a CEP within one (1) complete Business Day, not to exceed 48 hours, of receipt of application by Caltrans. Lead-time will not include weekends and State observed holidays.
 - 2) For applications for complex FS Permits and FL Permits, Caltrans will determine within five (5) Business Days of receipt of a complete Permit Application Package whether a CEP will be denied or can be issued for the date requested. A lead time of three weeks is required.
 - 3) When the appropriate lead-time is not provided, Caltrans agrees to consider the application, but retains the ability to deny the CEP application on that basis alone.
 - 4) Caltrans will notify CFC and FMRO immediately once it is determined that a CEP will not be issued or denied within the Government Code section 14998.8(f) and MOA time frame. Unless the CEP is issued or denied within ten (10) calendar days of receipt of an application by the CFC, the request for a CEP is deemed approved.
- D. For FL or FS filming operations, Caltrans requires the Permittee to notify all affected public works, local law enforcement, and/or transit agencies, fire departments, emergency services, legislators, and other interested persons of the proposed filming.

- E. Upon receipt of a Permit Application Package, Caltrans will provide the CFC with a calculation sheet setting out Caltrans' estimated costs to be collected from the Permittee by the CFC, including review fees, inspection fees, costs incurred by Caltrans associated with preliminary and operational meetings, special traffic analysis, identifying sites, and actual on-site operations.
- F. Caltrans will consider FR Permit Riders when requested by the Permittee and will issue or deny such riders as deemed appropriate by Caltrans.
- G. The Caltrans estimated cost becomes the final cost unless the estimated inspection time costs are exceeded during filming. No separate billing will be made if no changes occurred.
- H. The Permittee is required to have its CEP in its possession at all times. Caltrans shall report non-compliance to CFC and CHP.

7. CFC RESPONSIBILITIES

- A. On an ongoing basis, CFC will act as the first point of contact and continuing point of contact for film industry representatives going through the permit process.
- B. On an ongoing basis, CFC will inform filming industry representatives of permit procedures and any changes to these procedures.
- C. On an ongoing basis, CFC will inform applicants of adequate lead time requirements for permit processing and inform applicants that Caltrans may not be able to process routine permits within one (1) Business Day or more complex permits in the time frame requested when the lead time is too short. Lead-time will not include weekends and State observed holidays.
- D. Upon receipt of a film permit application, CFC will create a Permit Application Package.
- E. CFC will submit each Permit Application Package to the Caltrans Statewide Film Coordinator and to the CHP Film Liaison for review and approval or denial.
- F. CFC will attach any CHP 398 form(s) received from CHP to the relevant Permit Application Package sent to Caltrans or forward that document to Caltrans if the Permit Application Package has already been sent.
- G. Prior to issuing the CEP and CFC Permit, the CFC will collect and forward costs and fees due Caltrans under subdivision (a) of Government Code section 14998.8 based on the calculation sheets received from Caltrans.

- H. Prior to issuing the CEP and the CFC Permit, CFC will ensure that there are no conflicts between these documents and any CHP398 and will assure that both the CEP and CFC documents are complete and compatible.
- I. CFC will issue the CFC Permit and the CEP to the responsible film company representative and will provide a copy of the CFC permit to both CHP and Caltrans.
- J. CFC is responsible for informing the Permittee that it is required to have its permits in its possession at all times.
- K. CFC will notify all Permittees filming on State highway rights-of-way of the following:
 - 1) Properly functioning communication equipment shall be supplied by the Permittee in sufficient quantity to equip all appropriate film, CHP and Caltrans personnel involved in the filming operation;
 - 2) No activity that will cause damage to State property shall be allowed. Use of pyrotechnics shall have an additional separate clearance from the fire department having jurisdiction over the filming site. This clearance shall be attached to the CFC Permit and [or] CEP. A licensed "Pyrotechnic Operator-Special Effects" shall be on location and in charge of all uses, storage, and handling of special effect items;
 - 3) Normally, traffic control shall not be requested for filming taking place off State rights-of-way or for the purpose of controlling noise unless sufficient valid reasons are submitted with a CFC Permit Application;
 - 4) Temporary "No Parking" signs require proof of written authorization by the county in unincorporated areas and by adjacent cities as appropriate in addition to a CFC Permit and CEP;
 - 5) Permittee shall not direct lights or other illuminating devices toward traffic;
 - 6) Stationary cameras shall be positioned on the sidewalk or ten (10) feet or more from the traveled edge of the adjacent lane. Filming equipment and personnel are normally prohibited in median areas; and
 - 7) Permittee's equipment, such as busses, trucks, cars, and catering service equipment, shall be parked off the traveled way, or in a manner approved by Caltrans, so that equipment and employees do not interfere with the free flow of pedestrian or vehicular traffic.

- L. Excluding Governor's referrals directly to Caltrans or CHP, CFC will respond to all public complaints regarding filming permits on State highways after soliciting input from Caltrans and the CHP with copies to both Caltrans and CHP.

8. SPECIAL PROVISIONS APPLICABLE TO ALL PARTIES

- A. All routine contacts between CHP, CFC and Caltrans on permit matters covered by this MOA shall be directed through the CHP statewide film coordinator (Southern Division FMRO), the Caltrans statewide film coordinator, and the CFC permit coordinator respectively.
- B. CHP, CFC, and Caltrans shall jointly train all of their employees involved in the film permit process in the operation of this MOA.
- C. CHP, CFC and Caltrans shall hold regular quarterly meetings, on a specified date and time, involving the CHP statewide film coordinator (Southern Division FMRO), the Caltrans statewide film coordinator, and the CFC Deputy Director or designees, to review current procedures and areas of concern. Upon the mutual agreement of the parties, individual meetings may be canceled.
- D. While Caltrans will comply with all of the provisions of Subsection 9 (Guidelines for Filming On State Conventional Highways) and Subsection 10 (Guidelines for Filming on State Freeway and Access Controlled Highways), these Guidelines set out in said Subsections 9 and 10 do not preclude the development and application of additional guidelines or criteria by local CHP commands and local Caltrans districts covering safety, highway operational problems and other problems specific to their areas. All parties will be provided with copies of any such guidelines or criteria, and the parties can meet to discuss related issues as needed.
- E. The parties will work with the Permittee to identify public agencies and private parties that need to be notified by the Permittee of FL, FS and other filming operations.

9. GUIDELINES FOR FILMING ON STATE CONVENTIONAL HIGHWAYS

- A. A CEP for filming is required whenever filming activities are being conducted on a Conventional Highway, including posting of temporary "No Parking" signs, parking of equipment, trucks, trailers and vehicles with steps or ramps, stringing cables on sidewalk shots and driving scenes.
- B. Certain driving shots and drive-bys which conform to the California Vehicle Code and are approved in advance by the CHP may not require a CEP. A CEP for the

filming operation and location is necessary only when filming takes place on the highway and outside of those moving vehicles.

- C. Routine filming activities in which traffic control is performed by the CHP without a requirement for Caltrans inspection are classified as FO or FI by Caltrans. After Caltrans issues a FO Permit or FI Permit, the Permittees will coordinate their activities with the assigned CHP officers and no additional Caltrans contact is necessary unless specifically stated to the contrary in the FO or FI Permit. While Caltrans, in its sole discretion, may still monitor the filming operations for quality control and training purposes, the Permittee will not be charged for this effort.
- D. More complex filming activities and those involving stunts, staged accidents, pyrotechnics, wet downs, or aircraft flying below a 500-foot altitude are classified FL or FS by Caltrans and inspection for these activities is provided by Caltrans. After initial on-site inspection, and by mutual agreement, the Caltrans representative may authorize CHP to inspect the remaining activities without further Caltrans involvement. Such authorization will be stated on the FL or FS Permit. Filming with only intermittent traffic control for involved aircraft does not usually require Caltrans inspection.
- E. Upon a request by Caltrans (or upon CFC's determination of need), the CFC will be responsible for scheduling a preliminary meeting before issuance of a CEP and CFC Permit when proposed filming activities require a road closure, stunts, or special effects. CFC, Caltrans, CHP, responsible film company representatives and, when appropriate, other local authorities and law enforcement agencies shall attend this meeting. The purpose of this meeting is to ensure that all plans are finalized and that all participants are aware of their individual responsibilities prior to the commencement of filming.
- F. Upon a request by Caltrans (or upon CFC's determination of need), the CFC will be responsible for scheduling an operational meeting immediately prior to complex FL or FS filming operations. CFC, Caltrans, CHP, responsible film company representatives and, when appropriate, other local authorities and law enforcement agencies shall attend this meeting. The purpose of this meeting is to ensure that all plans are finalized and that all participants are aware of their individual responsibilities prior to the commencement of filming.
- G. Hours of high volume or peak traffic flow may be excluded from filming.
- H. All approved road closures require advance-warning signs. Traffic control devices shall be provided by qualified private traffic control companies using State specifications and standards.

- I. Highway closures and the associated traffic management plans must be approved in advance by both Caltrans and CHP. The associated traffic management plan shall be specified on the CFC Permit and Caltrans Encroachment Permit.
- J. Intermittent traffic breaks (normally not to exceed five minutes) shall be approved and provided by the CHP.
- K. Operational need or emergency situations may require that a roadway scheduled for a traffic break shall remain open or be re-opened immediately. This decision shall be made by the State Representative on scene. If the roadway is not closed or is re-opened under these conditions, the CFC shall be notified as soon as possible by the State Representative who made the decision. The CFC will notify the responsible film company representatives.
- L. Filming of activities on Conventional Highway rights-of-way from aircraft flying below a 500-foot altitude over the highway must be in compliance with Federal Aviation Administration (FAA) regulations and will not be permitted if public safety is jeopardized.
- M. Wet downs of the roadway will not be permitted unless authorized by Caltrans in writing on the CEP.
- N. Conventional Highway Closures: The following specific types of Conventional Highway closures must comply with these additional guidelines, unless specifically waived in the CEP:
 - 1) Film sites for full two (2) directional closures shall be selected where cross streets are at a minimum, and adequate detours required by impacted local agencies, CHP, and Caltrans are available;
 - 2) Film sites for one (1) directional closure shall be permitted only along highways with a raised median and with CHP controlling left turn and cross street traffic and if adequate detours required by impacted local agencies, CHP, and Caltrans are available;
 - 3) All filming company personnel ingress and egress to the closed portion of the highway shall be only as approved by the State Representative; and
 - 4) End-of-queue signing or protection is required when determined necessary by Caltrans or CHP.

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10. GUIDELINES FOR FILMING ON STATE FREEWAYS AND ACCESS CONTROLLED HIGHWAYS

- A. A CEP for filming is required for filming activities on State Freeways and Access Controlled Highways. Driving scenes that do not interfere with the normal flow of traffic, conform to the California Vehicle Code, and are approved by the CHP may not require a CEP for the filming operation and location if deemed unnecessary by Caltrans. The burden rests on the filming company to ascertain from Caltrans whether a CEP will or will not be required.
- B. Only in unusual cases will Caltrans inspect routine filming activities with only rolling traffic breaks performed by the CHP. After Caltrans has completed its review and a permit is issued, Permittees will coordinate their activities with assigned CHP officers and no additional Caltrans contact is necessary unless specifically required by the CEP.
- C. More complex filming activities and those involving aircraft flying below a 500-foot altitude over State highway rights-of-way are inspected by Caltrans. After initial on-site inspection, and by written mutual agreement, the Caltrans representative may authorize CHP to inspect the remaining activities without further Caltrans involvement.
- D. Upon a request from Caltrans, CHP (or upon CFC's determination of need), the CFC will be responsible for scheduling a preliminary meeting before issuance of a CEP and CFC Permit when proposed filming activity will take place on a State Freeway. The CFC, Caltrans, CHP, responsible film company representatives and, when appropriate, other local authority and law enforcement agency representatives shall attend this meeting. The purpose of a preliminary meeting is to determine freeway location feasibility, the number of personnel required, traffic control needs, timing of filming, and other required provisions.
- E. Upon request from Caltrans, CHP (or upon CFC's determination of need), the CFC will be responsible for scheduling an operational meeting immediately prior to a Freeway closure. CFC, Caltrans, CHP, responsible film company representatives and, when appropriate, other local authority and law enforcement agency representatives shall attend this meeting. The purpose of this meeting is to ensure that all plans are finalized and that all participants are aware of their individual responsibilities prior to the commencement of filming.
- F. Hours of high volume or peak traffic flow may be excluded from filming.
- G. All approved roadway closures shall be done by qualified private traffic control companies using State specifications and standards. Rolling traffic break control shall be provided by the CHP. Stunts, temporary modification of traffic regulatory devices, pyrotechnics and wet downs are only authorized during full roadway closures and only with written authorization in the CEP.

- H. Operational need or emergency situations may require that the roadway remains open or be re-opened immediately. This decision shall be made by the State Representative on scene. If the roadway is left open or is re-opened under these conditions, the CFC shall be notified as soon as possible by the State Representative who made the decision. The CFC will notify the responsible film company representative.
- I. Full Directional Closures: The following guidelines apply to full directional closures of State Freeways or Access Controlled Highways unless specifically waived in the CEP:
- 1) Whenever possible, the area identified shall be the “end” portion of a freeway – one to three miles in length;
 - 2) A comprehensive traffic management plan shall be prepared and submitted by the film company for review and approval by Caltrans, CHP and the affected local agencies. The plan shall include reasonable and appropriate provisions for advance public notification, augmented transit, tow and emergency services as needed;
 - 3) The local governmental bodies impacted by reduced access and the proposed detour through their jurisdiction shall formally concur with the highway closure and such concurrence must be attached to the CEP;
 - 4) The proposed ingress and egress of all filming company personnel to the closed portion of the highway shall be pre-approved by both Caltrans and the CHP; and
 - 5) The filming company base of operations shall be located outside the State’s operating rights-of-way. Only vehicles essential for the immediate filming operation will be allowed within full road closures.
- J. Rolling Traffic Breaks: The following guidelines apply to a Rolling Traffic Break on State Freeways or Access Controlled Highways unless specifically waived in the CEP:
- 1) Adequate on and off ramps must be available for CHP units to create rolling traffic breaks, which will provide space for the filming company to enter and exit the freeway safely;
 - 2) The highway shall have either a median barrier or a 30-foot or wider median area;
 - 3) End-of-queue signing or protection is required when determined necessary by Caltrans or CHP; and
 - 4) CHP has final responsibility for traffic control and operational coordination with the filming company. Caltrans shall seek CHP input to ensure that the

CHP can provide for a safe filming operation prior to permit issuance relating to a Rolling Traffic Break.

- K. Full Ramp Closure: The following guidelines apply to a full ramp closure on State Freeways or Access Controlled Highways unless specifically waived in the CEP:
- 1) Ramp closures should be performed during time of low traffic volumes;
 - 2) Permittee shall not place equipment, lay cables, or park vehicles over State traffic signal or other forms of vehicle loop detectors;
 - 3) Adequate alternate on and off ramps shall be available at a reasonable distance from the ramp(s) to be closed, and shall provide access to local facilities; and
 - 4) Impacted local governmental agencies shall formally concur in the ramp closure, access denial, and related traffic control, and such authorization shall be attached to the CEP.
- L. Stationary Camera Locations: The following guidelines apply to Stationary Camera Locations on State Freeways or Access Controlled Highways unless specifically waived in the CEP:
- 1) Film company vehicles, personnel, cameras and equipment shall remain at least thirty (30) feet from the edge of the roadway unless protected by existing barriers or other means approved by Caltrans;
 - 2) Only those persons required for the filming process will be allowed at any one Stationary Camera Location;
 - 3) When appropriate, advance-warning signs shall be provided, placed, and removed by the Permittee's private traffic control company;
 - 4) CHP shall control access to and from the Stationary Camera Location for individuals associated with the filming operation;
 - 5) Vehicles being filmed shall enter the roadway at the first appropriate upstream on-ramp and exit at the first appropriate downstream off-ramp; and
 - 6) Vehicles being filmed shall not stop or slow in the flow of traffic, in the median, or on the shoulder.
- M. Overcrossing Structure: The following guidelines apply to film operations on over crossing structures of State Freeways or Access Controlled Highways unless specifically waived in the CEP:

- 1) Filming activities on overcrossing structures require a CEP;
- 2) Filming activities on structures with no connecting freeway ramps, and not affecting the structure or freeway traffic, are generally inspected by CHP and local authorities. Other filming activities are generally inspected by CHP and Caltrans;
- 3) Equipment shall not hang or project over the structure;
- 4) Permittee shall not mount or strap equipment to the structure;
- 5) Pedestrian travel must remain unobstructed or have safe alternate facilities;
- 6) Traffic control on structures with connecting freeway ramps shall conform to Caltrans standards and specifications;
- 7) Traffic control on structures with no connection to freeway ramps may conform to local requirements and specifications; and
- 8) Permittee shall not place equipment, lay cables, or park vehicles over State traffic signal loops, or other forms of vehicle loop detectors.

10. TERMINATION

This MOA shall take effect on the date specified on the face sheet and shall, in the absence of any encumbrance and allocation of resources against this MOA terminate only upon the issuance of a written sixty (60) days notice of termination by any party. All obligations of the parties are contingent upon Legislative Budget Act funding authorizations.

EXHIBIT A

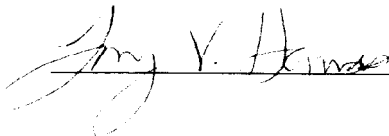
SIGNATURE OF PARTIES

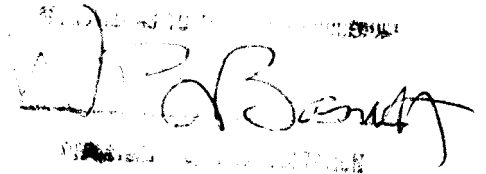
IN WITNESS THEREOF, the parties agree to have executed this Agreement on the day, month and year noted.

California Highway Patrol


 _____ 8-26-03
Date

California Department of Transportation

 _____ 9/25/2003
Date

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Date

California Technology, Trade and Commerce Agency

 _____ 9/15/03
Robert Nishimoto, Deputy Secretary
Administration and Finance Date